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U.S. Petent and Trademark Office; U.S. DEPARTMENT OF COMMERCE are required to reapond to a collection of information unless it displays a valid OMB control number. Under the Paperwork Reduction Act of 1995, no corsons. Application Number 09/961,297 Filing Date September 25, 2001 TRANSMITTAL BENVENUTI, Nicola First Named Inventor **FORM** Art Unit 2665 PHAN, Man U Examiner Name (to be used for all correspondence after initial filling) Allomey Docket Number PAT 2689-2 Total Number of Pages in This Submission (Check all that apply) ENCLOSURES After Allowance Communication to TC Drawing(8) Fee Transmittal Form Appeal Communication to Board of Appeals and Interferences Licensing-related Papers Fee Attached Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Patition 1 Amendment/Reply Petition to Convert to 9 Proprietary Information Provisional Application After Final Power of Attorney, Revocation Statue Letter Change of Correspondence Address Affidavits/declaration(s) Other Enclosure(s) (please Identify Terminal Disclaimer below): Extension of Time Request Request for Refund Express Abandonment Request CD, Number of CD(5) Information Disclosure Statement Landscape Table on CD Remarks Certified Copy of Priority Attention: MAIL STOP AMENDMENT Document(s) Reply to Missing Parts/ Incomplete Application Fax No.: 571-273-8300 Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Borden Ladner Gervais LLP Signature Printed name Dennis R. Haszko Reg, No. 39.575 Date April 20, 2006 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mall in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature April 20, 2006 Date Dennis R. Haszko Typed or printed name

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete the completed application form to the USPTO. Time will very depending upon the individual case. Any comments on the gathering, preparing, and submitting the complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer. U.S. Patent and amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer. U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

BENVENUTI, Nicola; MATTSON, James, R.; PICK, Leroy, A.;

PHELPS, Peter, W.

Serial No.:

09/961,297

Filed: Title: September 25, 2001 TRANSPARENT ERROR COUNT TRANSFER METHOD AND

APPARATUS

Group:

2665

Examiner:

PHAN, Man U

Attorney Ref.:

PAT 2689-2 US

April 20, 2006

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### **RESPONSE UNDER 37 CFR 1.111**

Dear Sir:

In response to the Office Action dated January 23, 2006, please amend

the application as follows.

Amendments begin on page 2 of this paper.

Remarks begin on page 15 of this paper.